

THURSDAY, JANUARY 20, 2000

FORTY-THIRD LEGISLATIVE DAY

The House met at 9:00 a.m. and was called to order by Speaker Pro Tempore Lois DeBerry.

The proceedings were opened with prayer by Reverend Harold Love, Jr., Hopewell AME Church, Maury County, Tennessee.

Representative Sands led the House in the Pledge of Allegiance to the Flag.

ROLL CALL

The roll call was taken with the following results:

Present 98

Representatives present were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Cocke), Davis (Washington), DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Hagood, Hargett, Hargrove, Harwell, Hassell, Head, Hood, Jackson, Jones S., Jones U., Kent, Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winingham, Wood -- 98.

EXCUSED

The Speaker announced that the following member(s) has/have been excused, pursuant to request(s) under **Rule No. 20**:

Speaker Naifeh; family death.

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Joint Resolution No. 374: Rep(s). Fraley as prime sponsor(s).

House Joint Resolution No. 383: Rep(s). Beavers as prime sponsor(s).

House Joint Resolution No. 390: Rep(s). Garrett as prime sponsor(s).

House Bill No. 954: Rep(s). Langster as prime sponsor(s).

PERSONAL ORDERS

RECOGNITION IN THE WELL

Rep. Sands was recognized in the Well to introduce Bradley Dugger, Governing magazine's 1999 Public Official of the Year, for remarks.

RULES SUSPENDED

Rep. Sands moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 377 out of order, which motion prevailed.

House Joint Resolution No. 377 -- Memorials, Professional Achievement - Bradley Dugger, Governing magazine's 1999 Public Official of the Year. by *Sands.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. Sands, with the request that all members voting aye be added as sponsors, the resolution was adopted by the following vote:

Ayes	98
Noes	0

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Brooks, Briley, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Cocke), Davis (Washington), DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Hagood, Hargett, Hargrove, Harwell, Hassell, Head, Hood, Jones S., Jones, U. Kent, Kernell, Kerr, Jackson, Kisber, Langster, Lewis, Maddox, McAfee, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood -- 98.

A motion to reconsider was tabled.

RESOLUTIONS

Pursuant to **Rule No. 17**, the following resolution(s) was/were introduced and placed on the Consent Calendar for January 24, 2000:

House Resolution No. 123 -- Memorials, Professional Achievement - Carson and Julie Bramun, owners, Atomic Speedway. by *Ferguson.

House Resolution No. 124 -- Memorials, Retirement - Herbert Carlos Redden, II. by *Jones U (Shelby), *Miller L, *Pleasant, *Todd, *DeBerry J.

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House Joint Resolution No. 394 -- Memorials, Recognition - Denny Brewington, founder of the "Music City Bowl". by *Cooper B, *Brooks, *Miller L, *Turner (Shelby), *DeBerry J, *Pruitt, *Jones U (Shelby).

House Joint Resolution No. 395 -- Memorials, Heroism - Joe Gregory. by *West, *Langster, *Garrett, *Briley, *Jones, S., *Harwell, *Pruitt.

House Joint Resolution No. 397 -- Memorials, Retirement - Elliott Eddison "Eddie" Moody. by *Ridgeway.

INTRODUCTION OF BILLS

On motion, the following bills were introduced and passed first consideration:

***House Bill No. 2145** -- Capital Punishment - Requires records to remain confidential that identify person who was or will be involved in executing death sentence; requires that payment to person for work related to execution be made in accordance with memorandum of understanding between commissioners of correction and finance and administration; such memorandum must protect identity of person. Amends TCA Title 10, Section 7. by *McAfee.

House Bill No. 2146 -- Criminal Procedure - Clarifies that \$50.00 fee charged defendant petitioning for expungement of records following dismissal of criminal charges applicable only if dismissal is result of successful completion of pretrial diversion. Amends TCA Title 40, Chapter 32. by *Ferguson.

***House Bill No. 2147** -- Education, Higher - Merges UT system into board of regents; gives THEC power to terminate programs at all institutions of higher education. Amends TCA Title 49, Chapter 7; Title 49, Chapter 8 and Title 49, Chapter 9. by *Cooper B.

***House Bill No. 2148** -- Criminal Offenses - Requires publication of parental advisory warnings for advertised music performances by performer whose recorded music was labeled by recording industry with parental advisory warning within last five years; creates Class A misdemeanor offense, punishable by fine not to exceed \$5,000 for violation. Amends TCA Title 39, Chapter 17, Part 11. by *Hargett.

***House Bill No. 2149** -- Comptroller, State - Requires state agencies to give timely assistance to investigations by comptroller of the treasury Amends TCA Title 8, Chapter 4. by *Hargett.

***House Bill No. 2150** -- Governor - Directs governor to establish toll-free telephone number to enable citizens to contact governor free of charge. by *Miller L.

***House Bill No. 2151** -- Criminal Offenses - Creates offense of gambling by computer. Amends TCA Title 39, Chapter 17, Part 5. by *Williams (Williamson).

***House Bill No. 2152** -- Real Property - Requires appraisals performed by or through automated system to comply with Uniform Standards of Professional Appraisal Practice; subjects such appraisals to review by real estate appraisal commission. Amends TCA Section 62-39-329. by *Williams (Williamson).

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***House Bill No. 2153** -- Gambling - Makes any debt incurred as result of violation of gambling laws unenforceable as against public policy; prohibits Tennessee courts from being used to collect such debt. Amends TCA Title 29, Chapter 19, Part 1 and Title 39, Chapter 17, Part 5. by *Williams (Williamson).

***House Bill No. 2154** -- Taxes, Privilege - Authorizes counties by private act to tax privilege of recording instruments transferring realty; tax would be in addition to present tax on such privilege for state purposes. Amends TCA Section 67-4-401 and Section 67-4-409. by *Williams (Williamson), *Sargent.

***House Bill No. 2155** -- Highway Signs - "The Honorable Herbert H. Harville Bridge," U.S. 25 in Hamblen County. by *Ford S.

***House Bill No. 2156** -- Highway Signs - "The Honorable David W. Purkey Bridge," U.S. 25 in Hamblen County. by *Ford S.

***House Bill No. 2157** -- Taxes, Sales - Adds as additional method for taxpayer to receive refund from commissioner of revenue if taxpayer has paid tax or has legally binding and enforceable obligation to pay tax to appropriate taxing authority in another state. Amends TCA Section 67-1-1802. by *Harwell.

***House Bill No. 2158** -- Children - Enacts "Tennessee 21st Century Media Market Responsibility Act of 2000." by *Bunch.

***House Bill No. 2159** -- Custody and Support - Creates absolute judicial immunity for guardian ad litem representing minor child's interest in custody dispute. Amends TCA Title 36, Chapter 4, Part 1. by *Bunch.

***House Bill No. 2160** -- Criminal Procedure - Allows recipient or beneficiary of restitution order to convert order of restitution into civil judgment against criminal offender if offender has not paid amount of such restitution in full prior to expiration of restitution schedule ordered by court exercising criminal jurisdiction. Amends TCA Section 40-35-304. by *Bunch.

***House Bill No. 2161** -- Teachers, Principals and School Personnel - Allows retired teachers to resume teaching and retain full retirement benefits under certain circumstances. Amends TCA Title 8, Chapter 36, Part 8 and Title 49, Chapter 5. by *Bunch.

***House Bill No. 2162** -- Custody and Support - Creates rebuttable presumption of substantial danger to child where grandparents had sufficient existing relationship and one of four factors under TCA 36-6-306(a) is present; modifies one of four factors. Amends TCA Section 36-6-306. by *Bunch.

***House Bill No. 2163** -- Telecommunications - Requires franchising authority to include in franchise agreement that cable television provider gives customers option to select only those stations or channels customer desires to have transmitted to customer's home; allows franchising authority to regulate rates and charges for installation or maintenance of equipment to accomplish selections. Amends TCA Section 7-59-102. by *Bunch.

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***House Bill No. 2164** -- TennCare - Prohibits medicaid eligible TennCare enrollee from continuing as enrollee as uninsurable if enrollee becomes ineligible for medicaid due to increased income. Amends TCA Title 56 and Title 71, Chapter 5. by *Bunch.

***House Bill No. 2165** -- Consumer Protection - Adds failure to disclose inspection costs of certain vehicle repair or diagnosis, not obtaining written authorization for inspections of over \$50.00, not posting requirements and not printing requirements on contract to list of unfair practices for consumer protection. Amends TCA Section 47-18-104. by *Miller L.

***House Bill No. 2166** -- Landlord and Tenant - Revises late fee, from 10 percent to 5 percent of overdue rent, landlords subject to Uniform Residential and Landlord Tenant Act can charge. Amends TCA Title 66, Chapter 28, Part 2. by *Miller L.

***House Bill No. 2167** -- Day Care - Requires caregivers in child care centers to have attained or be in the process of attaining certification from national certification program. Amends TCA Title 71, Chapter 3, Part 5. by *Miller L.

House Bill No. 2168 -- Highway Signs - "Adams Bridge," bridge spanning Obed River on S.R. 298, Cumberland County. by *Walker (Rhea), *Curtiss.

House Bill No. 2169 -- Law Enforcement - Revises formula for allocating proceeds from mandatory minimum fines imposed for drug offenses so that first 40 percent of any fine collected goes to jurisdiction initiating arrest for deposit in its special revenue fund Amends TCA Section 39-17-428. by *Sands.

***House Bill No. 2170** -- Driver Licenses - Exempts honorably discharged World War II veterans from payment of fees otherwise imposed for issuance or renewal of driver licenses. Amends TCA Section 55-50-323. by *Baird, *Kerr, *Newton, *Montgomery.

***House Bill No. 2171** -- County Government - Authorizes counties to enact resolutions to regulate nuisances and nuisance type problems. Amends TCA Section 5-1-118. by *Baird, *Caldwell.

***House Bill No. 2172** -- Motor Vehicles - Exempts from regulation by the Tennessee regulatory authority motor vehicles transporting passengers, rafts or rafting equipment for commercial whitewater rafting purposes. Amends TCA Title 65, Chapter 15, Part 1. by *Newton.

***House Bill No. 2173** -- Motor Vehicles - Exempts from overdimensional requirements motor vehicles carrying rafts for commercial whitewater purposes whose combined height is less than 17 feet. Amends TCA Title 55, Chapter 7, Part 2. by *Newton.

House Bill No. 2174 -- Criminal Offenses - Specifies that person commits aggravated arson when emergency personnel suffer serious bodily injury while responding to fire or explosion. Amends TCA Section 39-14-302. by *Bunch, *Newton.

***House Bill No. 2175** -- Criminal Offenses - Creates offense for a person to drive away in motor vehicle without paying for fuel. Amends TCA Title 39, Chapter 14. by *Newton.

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House Bill No. 2176 -- Taxes, Sales - Removes state and local sales tax on school supplies and clothing with individual price of \$50.00 or less when purchased by or for student during first two weekends in August; increases taxes on cigarettes, wine and alcohol. Amends TCA Title 57 and Title 67. by *Bunch, *Newton.

House Bill No. 2177 -- Taxes, Sales - Removes state sales tax on school supplies and clothing with individual price of \$50.00 or less when purchased by or for student during first two weekends in August; increases taxes on cigarettes, wine and alcohol. Amends TCA Title 57 and Title 67. by *Bunch, *Newton.

***House Bill No. 2178** -- Taxes, Sales - Exempts sales of clothing and footwear with sale price of less than \$100 per item from sales tax for limited period Amends TCA Title 67, Chapter 6, Part 3. by *Newton.

House Bill No. 2179 -- Limitation of Actions - Makes six year statute of limitations enforceable on state for claims made by state against estates; presently no statute of limitations enforceable against such claims. Amends TCA Section 30-2-310. by *Patton.

House Bill No. 2180 -- Veterans - Allows LEAs to issue diplomas to World War II veterans who dropped out of school due to military induction. Amends TCA Title 49, Chapter 2, Part 1. by *Rhinehart.

***House Bill No. 2181** -- Mass Transit - Redefines "local government" to add non-profit corporation authorized to provide mass transportation services. Amends TCA Title 13, Chapter 10. by *Rhinehart.

***House Bill No. 2182** -- Juvenile Offenders - Expands authority of juvenile court to compel parent or guardian of delinquent or unruly child to provide supervision to ensure that child complies with all conditions and requirements that court has ordered for child. Amends TCA Section 37-1-174. by *Scroggs.

***House Bill No. 2183** -- Teachers, Principals and School Personnel - Deletes provisions preventing contract extension for teacher 70 years of age or older. Amends TCA Section 49-5-409. by *Hagood.

***House Bill No. 2184** -- Criminal Offenses - Provides that theft from mercantile establishment is Class E felony, regardless of value of property stolen if merchandise is shoplifted from three separate establishments as part of same criminal episode. Amends TCA Title 39, Chapter 14, Part 1. by *Westmoreland, *Sargent.

***House Bill No. 2185** -- Criminal Offenses - Creates Class E felony offense of use and possession of theft detection shielding device and theft detection device remover; makes activation of anti-shoplifting device grounds for detention and grants immunity to person so detaining. Amends TCA Title 39, Chapter 14, Part 1. by *Westmoreland, *Sargent.

***House Bill No. 2186** -- Custody and Support - Adds definition of "substantial danger" to TCA 36-1-102, related to loss of relationship between child and grandparent. Amends TCA Section 36-1-102. by *Bunch.

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House Bill No. 2187 -- Criminal Offenses - Creates offense of selling or furnishing violent interactive video games to minors. Amends TCA Title 39, Chapter 17 and Title 40. by *Bunch.

***House Bill No. 2188** -- Courts, General Sessions - Authorizes Anderson County legislative body, upon 2/3 vote, to increase general sessions court jurisdictional amount from \$15,000 to \$25,000. Amends TCA Section 16-15-501. by *Caldwell, *Baird.

***House Bill No. 2189** -- Highway Signs - "American Museum of Science and Energy," I-75, Anderson County. by *Caldwell, *Baird.

House Bill No. 2190 -- Motor Vehicles, Titling and Registration - Authorizes issuance of Memphis Redbirds baseball club new specialty earmarked license plates; allocates 50 percent of funds produced from sale thereof to such club for community outreach programs in Memphis and Shelby County Amends TCA Title 55, Chapter 4. by *Hassell.

House Bill No. 2191 -- Motor Vehicles, Titling and Registration - Authorizes issuance of new specialty earmarked license plates for Eagle Foundation; allocates 50 percent of funds produced from sale thereof to such foundation to preserve American bald eagle Amends TCA Title 55, Chapter 4. by *Montgomery, *Mumpower, *Godsey, *Buttry, *Baird.

***House Bill No. 2192** -- Municipal Government - Allows any unincorporated area that serves as a county seat to incorporate as new municipality. Amends TCA Section 6-1-201; Section 6-18-103; Section 6-30-103 and Title 6, Chapter 58, Part 1. by *Godsey, *Mumpower, *Westmoreland.

House Bill No. 2193 -- Telecommunications - Requires 1-900 service providers to obtain written permission from consumers in order to receive payment for such services; requires providers of sexually explicit services to obtain verification of user's age. Amends TCA Title 47, Chapter 18 and Title 65. by *Buttry.

House Bill No. 2194 -- Housing - Allows mayors in all municipalities, not just those over 100,000, to appoint up to seven members to local housing authority. Amends TCA Section 13-20-408. by *Davis (Cocke).

***House Bill No. 2195** -- Teachers, Principals and School Personnel - Provides that schools with 500 or more students must have at least one assistant principal. Amends TCA Title 49, Chapter 5, Part 4. by *Davis (Cocke).

House Bill No. 2196 -- Abortion - Prohibits state funding of abortions. Amends TCA Title 9, Chapter 6, Part 1. by *Winningham.

***House Bill No. 2197** -- Teachers, Principals and School Personnel - Provides 25 percent discount on college tuition to children of retired teachers. Amends TCA Section 49-7-119. by *Windle, *Ferguson.

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House Bill No. 2198 -- Driver Licenses - Permits alien individual legally in Tennessee to apply for driver license; waives social security number requirement for persons ineligible to obtain social security number; requires individual present proof of legal presence in Tennessee and written social security number ineligibility/denial letter from Social Security Administration Amends TCA Title 55, Chapter 50 and Section 55-50-321. by *Chumney, *Turner (Shelby), *Bowers, *Kernell, *Arriola, *Jones U (Shelby), *DeBerry J.

***House Bill No. 2199** -- TennCare - Requires TennCare bureau to maintain secure website on Internet that lists every TennCare enrollee for health care providers to access to obtain certain information. Amends TCA Title 10, Chapter 7, Part 5 and Title 71. by *Chumney.

House Bill No. 2200 -- Motor Vehicles, Titling and Registration - Authorizes issuance of Memphis Zoo new specialty earmarked license plates; allocates 50 percent of funds produced from sale thereof to Memphis Zoological Society for acquisition of giant pandas. Amends TCA Title 55, Chapter 4. by *Chumney, *Turner (Shelby), *Pruitt, *Miller L, *Brooks, *Kernell.

House Bill No. 2201 -- Rutherford County - Subject to local approval, creates juvenile court. by *Eckles, *Hood.

House Bill No. 2202 -- Motor Vehicles, Titling and Registration - Authorizes issuance of new specialty earmarked license plates for Tennessee state guard; allocates 50 percent of funds produced from sale thereof to Tennessee state guard Amends TCA Title 55, Chapter 4. by *Patton, *Windle, *McDonald, *Bone, *Ford S, *Curtiss.

House Bill No. 2203 -- Military - Establishes certain age and service requirements within Tennessee state guard. Amends TCA Title 58, Chapter 1, Part 4. by *Patton, *Windle, *McDonald, *Bone, *Ford S.

House Bill No. 2204 -- Insurance, Health, Accident - Directs commissioner of commerce and insurance to appoint committee to develop standardized forms for health care insurance claims; effective 1/1/01, requires use of such forms by policyholders and third party claimants when making claims Amends TCA Title 56. by *Patton.

***House Bill No. 2205** -- Motor Vehicles, Titling and Registration - Authorizes issuance of "Preservation Through Restoration" new specialty earmarked license plates; allocates 50 percent of funds produced from sale thereof to benefit historical preservation and restoration efforts in Tennessee Amends TCA Title 55, Chapter 4. by *Tindell, *West, *Arriola, *Chumney, *Armstrong, *Dunn, *Buttry, *Bittle, *Hagood, *Boyer.

***House Bill No. 2206** -- Education - Allows teacher qualified for endorsement before 8/31/95, to apply to and be reviewed directly by state department of education and not by third party or university review. Amends TCA Title 49, Chapter 5, Part 1. by *Cooper B, *Towns, *Brooks, *Bowers, *DeBerry L.

House Bill No. 2207 -- Jails, Local Lock-ups - Specifies that it is duty of superintendent of workhouse to see that inmates are "warmly housed at night and in bad weather" instead of "warmly and comfortably housed"; removes "comfortable" requirement from charge against county for failing to provide "safe and comfortable" prisons. Amends TCA Title 3, Chapter 15, Part 1; Title 4; Title 39; Title 40 and Title 41. by *Pinion, *McKee.

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House Bill No. 2208 -- Correction, Dept. of - Decreases time commissioner of correction authorized to enter into contracts for sale of mining products from ten years to five years. Amends TCA Title 3, Chapter 15, Part 1 and Title 4. by *Pinion, *McKee.

House Bill No. 2209 -- Penal and Reformatory Institutions - Increases amount for housing, from not less than \$6.00 nor more than \$28.00 per day to not less than \$10.00 nor more than \$30.00 per day, workhouse can charge inmate, convicted of misdemeanor, under work release program. Amends TCA Title 41. by *Pinion, *McKee.

House Bill No. 2210 -- Jails, Local Lock-ups - Increases amount officer may add to bill of costs for guarding inmate from \$1.00 each day and night to \$5.00 each day and night; allows officer to add to bill of costs \$1.00 for each meal instead of 35 cents. Amends TCA Title 39; Title 40 and Title 41. by *Pinion, *McKee.

***House Bill No. 2211** -- Women - Establishes office of women's health in department of health. by *Pruitt.

House Bill No. 2212 -- Criminal Offenses - Revises penalty for passing stopped school bus from Class B to Class A misdemeanor, punishable by fine only of not less than \$250 nor more than \$1,000. Amends TCA Section 55-8-151. by *McDonald, *Hood, *Patton, *Bone, *Williams (Williamson), *Head, *Davidson, *Newton, *Maddox, *Fitzhugh.

***House Bill No. 2213** -- Courts, Juvenile - Authorizes juvenile court to require completion of educational program, if available, for prevention and treatment of smoking or other tobacco use upon violation of tobacco purchase or possession by minor laws. Amends TCA Section 39-17-1505. by *Wood.

House Bill No. 2214 -- Bradley County - Subject to local approval, repeals prohibition on out-of-county residents from disposing of trash or garbage in landfill or other receptacles owned or provided by county. - Repeals Chapter 144 of Private Acts of 1988. by *Newton, *Bunch.

House Bill No. 2215 -- Wayne County - Subject to local approval, authorizes hotel/motel tax. by *Tidwell.

House Bill No. 2216 -- Forest and Forest Products - Increases, from five to seven years, experience qualification for state forester. Amends TCA Title 11, Chapter 4 and Title 69, Chapter 3. by *Tidwell.

***House Bill No. 2217** -- Highway Signs - "Mae Tom and Judge Russ Davidson Memorial Bridge," U.S. 64 over Hardin Creek in Wayne County. by *Tidwell.

House Bill No. 2218 -- Game and Fish Laws - Removes licensure requirements for commercial musseler helpers. Amends TCA Section 70-2-205. by *Tidwell.

HOUSE BILLS ON SECOND CONSIDERATION

On motion, bills listed below passed second consideration and were referred by the Speaker to Committee or held on the Clerk's desk as noted:

***House Bill No. 2037** -- Psychologists -- House Health and Human Resources Committee

***House Bill No. 2038** -- Water -- House Conservation and Environment Committee

House Bill No. 2039 -- Maryville -- Local Bill Held on House Desk

House Bill No. 2040 -- Hancock County -- Local Bill Held on House Desk

***House Bill No. 2041** -- Autopsies -- House State and Local Government Committee

***House Bill No. 2042** -- Autopsies -- House State and Local Government Committee

House Bill No. 2043 -- Claiborne County -- Local Bill Held on House Desk

***House Bill No. 2044** -- Adoption -- House Children and Family Affairs Committee

***House Bill No. 2045** -- Courts, General Sessions -- House Judiciary Committee

House Bill No. 2046 -- Hospitals and Health Care Facilities -- House Health and Human Resources Committee

House Bill No. 2047 -- Election Laws -- House State and Local Government Committee

***House Bill No. 2048** -- Motor Vehicles, Titling and Registration -- House Transportation Committee

***House Bill No. 2049** -- Workers' Compensation -- House Consumer and Employee Affairs Committee

***House Bill No. 2050** -- Custody and Support -- Caption Bill Held on House Desk

***House Bill No. 2051** -- Motor Vehicles -- House Commerce Committee

***House Bill No. 2052** -- Mental Retardation -- House Health and Human Resources Committee

House Bill No. 2053 -- Sunset Laws -- House Government Operations Committee

House Bill No. 2054 -- Administrative Procedure -- House Government Operations Committee

House Bill No. 2055 -- Sunset Laws -- House Government Operations Committee

House Bill No. 2056 -- Sunset Laws -- House Government Operations Committee

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House Bill No. 2057 -- Sunset Laws -- House Government Operations Committee
House Bill No. 2058 -- Sunset Laws -- House Government Operations Committee
House Bill No. 2059 -- Sunset Laws -- House Government Operations Committee
House Bill No. 2060 -- Sunset Laws -- House Government Operations Committee
House Bill No. 2061 -- Sunset Laws -- House Government Operations Committee
House Bill No. 2062 -- Sunset Laws -- House Government Operations Committee
House Bill No. 2063 -- Sunset Laws -- House Government Operations Committee
House Bill No. 2064 -- Sunset Laws -- House Government Operations Committee
House Bill No. 2065 -- Sunset Laws -- House Government Operations Committee
House Bill No. 2066 -- Sunset Laws -- House Government Operations Committee
House Bill No. 2067 -- Sunset Laws -- House Government Operations Committee
House Bill No. 2068 -- Sunset Laws -- House Government Operations Committee
House Bill No. 2069 -- Sunset Laws -- House Government Operations Committee
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House Bill No. 2071 -- Sunset Laws -- House Government Operations Committee
House Bill No. 2072 -- Sunset Laws -- House Government Operations Committee
House Bill No. 2073 -- Sunset Laws -- House Government Operations Committee
House Bill No. 2074 -- Sunset Laws -- House Government Operations Committee
House Bill No. 2075 -- Sunset Laws -- House Government Operations Committee
House Bill No. 2076 -- Sunset Laws -- House Government Operations Committee
House Bill No. 2077 -- Sunset Laws -- House Government Operations Committee
House Bill No. 2078 -- Sunset Laws -- House Government Operations Committee
House Bill No. 2079 -- Sunset Laws -- House Government Operations Committee
House Bill No. 2080 -- Sunset Laws -- House Government Operations Committee
House Bill No. 2081 -- Sunset Laws -- House Government Operations Committee
House Bill No. 2082 -- Sunset Laws -- House Government Operations Committee

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- House Bill No. 2083** -- Sunset Laws -- House Government Operations Committee
- House Bill No. 2084** -- Sunset Laws -- House Government Operations Committee
- House Bill No. 2085** -- Sunset Laws -- House Government Operations Committee
- House Bill No. 2086** -- Sunset Laws -- House Government Operations Committee
- House Bill No. 2087** -- Sunset Laws -- House Government Operations Committee
- House Bill No. 2088** -- Sunset Laws -- House Government Operations Committee
- House Bill No. 2089** -- Sunset Laws -- House Government Operations Committee
- House Bill No. 2090** -- Sunset Laws -- House Government Operations Committee
- House Bill No. 2091** -- Sunset Laws -- House Government Operations Committee
- *House Bill No. 2092** -- Sentencing -- House Judiciary Committee
- *House Bill No. 2093** -- Traffic Safety -- House Transportation Committee
- *House Bill No. 2094** -- Taxes -- House Finance, Ways and Means Committee
- *House Bill No. 2095** -- Probation and Parole -- House Judiciary Committee
- *House Bill No. 2096** -- TennCare -- House Commerce Committee
- *House Bill No. 2097** -- Social Workers -- House Education Committee
- *House Bill No. 2098** -- Juvenile Offenders -- House Judiciary Committee
- *House Bill No. 2099** -- Budget Procedures -- House Government Operations Committee
- *House Bill No. 2100** -- Education, Dept. of -- House Education Committee
- *House Bill No. 2101** -- Economic and Community Development -- Caption Bill Held on House Desk
- *House Bill No. 2102** -- Labor and Workforce Development, Dept. of -- House Consumer and Employee Affairs Committee
- *House Bill No. 2103** -- Traffic Safety -- House Transportation Committee
- *House Bill No. 2104** -- Local Education Agency -- House Education Committee
- *House Bill No. 2105** -- Teachers, Principals and School Personnel -- House Education Committee
- House Bill No. 2106** -- Education, Dept. of -- House Education Committee

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House Bill No. 2107 -- Historical Sites and Preservation -- House Conservation and Environment Committee

***House Bill No. 2108** -- Tennessee Bureau of Investigation -- Caption Bill Held on House Desk

***House Bill No. 2109** -- Firearms and Ammunition -- House Judiciary Committee

***House Bill No. 2110** -- Surplus Property -- House State and Local Government Committee

***House Bill No. 2111** -- Limitation of Actions -- House Judiciary Committee

House Bill No. 2112 -- Private Investigators -- House Commerce Committee

***House Bill No. 2113** -- Courts, Administrative Office of the -- House Judiciary Committee

House Bill No. 2114 -- Judgments -- Caption Bill Held on House Desk

***House Bill No. 2115** -- Workers' Compensation -- House Consumer and Employee Affairs Committee

House Bill No. 2116 -- Workers' Compensation -- House Consumer and Employee Affairs Committee

***House Bill No. 2117** -- Firearms and Ammunition -- House Judiciary Committee

***House Bill No. 2118** -- Tort Liability -- House Judiciary Committee

House Bill No. 2119 -- Workers' Compensation -- House Consumer and Employee Affairs Committee

***House Bill No. 2120** -- Tennessee Bureau of Investigation -- House Judiciary Committee

House Bill No. 2121 -- Workers' Compensation -- House Consumer and Employee Affairs Committee

***House Bill No. 2122** -- Local Government, General -- House State and Local Government Committee

***House Bill No. 2123** -- Courts, General Sessions -- House Judiciary Committee

***House Bill No. 2124** -- Election Laws -- House Judiciary Committee

***House Bill No. 2125** -- Cooperatives -- House Consumer and Employee Affairs Committee

***House Bill No. 2126** -- Cooperatives -- Caption Bill Held on House Desk

THURSDAY, JANUARY 20, 2000 – FORTY-THIRD LEGISLATIVE DAY

***House Bill No. 2127** -- Equalization Board -- House State and Local Government Committee

House Bill No. 2128 -- Henry County -- Local Bill Held on House Desk

***House Bill No. 2129** -- Bail, Bail Bonds -- House State and Local Government Committee

***House Bill No. 2130** -- Day Care -- House Health and Human Resources Committee

***House Bill No. 2131** -- House Health and Human Resources Committee

***House Bill No. 2132** -- Education -- House Education Committee

***House Bill No. 2133** -- Education -- House Education Committee

***House Bill No. 2134** -- Public Health and Health Care -- House Government Operations Committee

***House Bill No. 2135** -- Public Health and Health Care -- House Government Operations Committee

***House Bill No. 2136** -- County Government -- House State and Local Government Committee

***House Bill No. 2137** -- Law Enforcement -- House Judiciary Committee

***House Bill No. 2138** -- Criminal Offenses -- House Judiciary Committee

***House Bill No. 2139** -- Highway Signs -- House Transportation Committee

***House Bill No. 2140** -- Taxes, Real Property -- House State and Local Government Committee

***House Bill No. 2141** -- Zoning -- House Health and Human Resources Committee

***House Bill No. 2142** -- Economic and Community Development -- House State and Local Government Committee

***House Bill No. 2143** -- Capital Punishment -- House Judiciary Committee

***House Bill No. 2144** -- Alcoholic Beverages -- House State and Local Government Committee

CONSENT CALENDAR

House Resolution No. 120 -- Memorials, Personal Occasion - Gene and Billie Brockman Arnold, 50th wedding anniversary. by *Sargent.

House Resolution No. 121 -- Memorials, Personal Occasion - Louise and Walter Alford, 60th wedding anniversary. by *Godsey.

House Resolution No. 122 -- Memorials, Sports - 1999 Harriman High School football team. by *Ferguson.

House Joint Resolution No. 383 -- Memorials, Personal Achievement - Millie Webb, National President for MADD. by *Williams (Williamson).

House Joint Resolution No. 384 -- Memorials, Personal Achievement - Brent Cowan, Eagle Scout. by *Ford S.

House Joint Resolution No. 385 -- Memorials, Professional Achievement - Patricia A. Shutters, 2000 Tennessee Teacher of the Year. by *Godsey.

House Joint Resolution No. 386 -- Memorials, Sports - Kristy Brents, state pentathlon champion. by *Scroggs.

House Joint Resolution No. 387 -- Memorials, Sports - David Gossett, winner, 99th U.S. Amateur Golf Championship. by *Scroggs, *Kent, *Hassell, *Todd, *Pleasant, *Hargett, *Whitson, *Davis (Cocke), *Westmoreland, *Naifeh.

House Joint Resolution No. 388 -- Memorials, Sports - Coach Catherine Neely, Tennessee Sports Hall of Fame. by *Sharp, *McAfee, *Wood, *Stulce, *Turner (Hamilton), *Brown.

House Joint Resolution No. 389 -- Memorials, Sports - 1999 Milan High School football team, TSSAA Class 3-A state champions. by *Pinion, *Phelan.

House Joint Resolution No. 390 -- Memorials, Death - Margaret F. Wix. by *McDonald, *McAfee, *Black, *Windle, *Arriola, *Odum, *Curtiss, *Lewis, *Ferguson, *Head, *West, *Davidson, *Rhinehart.

Senate Joint Resolution No. 521 -- Memorials, Retirement - Fred Tucker, Commissioner of TDVA. by *Haynes, *Atchley, *Blackburn, *Burchett, *Burks, *Carter, *Clabough, *Cohen, *Cooper, *Crowe, *Crutchfield, *Davis L, *Dixon, *Elsea, *Ford J, *Fowler, *Graves, *Harper, *Haun, *Haynes, *Henry, *Herron, *Kurita, *Kyle, *Leatherwood, *McNally, *Miller J, *Person, *Ramsey, *Rochelle, *Springer, *Wilder, *Williams, *Womack.

Senate Joint Resolution No. 522 -- Memorials, Sports - Montgomery Bell Academy Big Red, 1999 TSSAA Division II AA state football champions. by *Henry.

Senate Joint Resolution No. 539 -- Memorials, Public Service - Mary C. Scales, Community Service Award recipient. by *Womack, *Ford J, *Harper.

Senate Joint Resolution No. 540 -- Memorials, Public Service - John Bragg, Community Service Award recipient. by *Womack, *Atchley, *Blackburn, *Burchett, *Burks, *Carter, *Clabough, *Cohen, *Cooper, *Crowe, *Crutchfield, *Davis L, *Dixon, *Elsea, *Ford J, *Fowler, *Graves, *Harper, *Haun, *Haynes, *Henry, *Herron, *Kurita, *Kyle, *Leatherwood, *McNally, *Miller J, *Person, *Ramsey, *Rochelle, *Springer, *Wilder, *Williams, *Womack.

Senate Joint Resolution No. 541 -- Memorials, Public Service - Myrtle Lord, Community Service Award recipient. by *Womack, *Harper.

Senate Joint Resolution No. 542 -- Memorials, Public Service - Steve Bingham, Community Service Award recipient. by *Womack, *Harper.

Rep. Hargrove moved that all members voting aye on Senate Joint Resolution No. 540 be added as sponsors, which motion prevailed.

Rep. McDonald moved that all members voting aye on House Joint Resolution No. 390 be added as sponsors, which motion prevailed.

Pursuant to **Rule No. 50**, Rep. Fitzhugh moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes	98
Noes	0

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Cocke), Davis (Washington), DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Hagood, Hargett, Hargrove, Harwell, Hassell, Head, Hood, Jackson, Jones S., Jones U., Kent, Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood -- 98.

A motion to reconsider was tabled.

REGULAR CALENDAR

***Senate Bill No. 469** -- Firearms and Ammunition - Defines "personalized handgun"; restricts selling, assigning or otherwise transferring any handgun in this state unless it is personalized handgun; provides for personalized handgun study commission. Amends TCA Title 39, Chapter 17, Part 13. by *Harper. (HB954 by *Brooks, *Cooper B, *Jones, S., *Brown, *Pruitt, *DeBerry L, *Bowers)

Further consideration of Senate Bill No. 469 previously considered on January 11, 2000, at which time the House was on a motion to reject the bill and it was deferred to today's Calendar.

Rep. Westmoreland moved that the motion to reject Senate Bill No. 469 be reset for the Regular Calendar on January 26, 2000, which motion prevailed.

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Bill No. 2117: Rep(s). Hargett as prime sponsor(s).

**ENGROSSED BILLS
January 20, 2000**

The following bill(s) have been examined, engrossed, and are ready for transmission to the Senate: House Joint Resolution(s) No(s). 377, 383, 384, 385, 386, 387, 388, 389 and 390.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

**ENROLLED BILLS
January 20, 2000**

The following bills have been compared, enrolled, and are ready for the signature(s) of the Speaker(s): House Joint Resolution(s) No(s). 370, 372, 373, 376, 379, 382; also, House Resolution(s) No(s). 120, 121 and 122.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

**SIGNED
January 20, 2000**

The Speaker signed the following: House Joint Resolution(s) No(s). 370, 372, 373, 376, 379, 382; also, House Resolution(s) No(s). 120, 121 and 122.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

January 20, 2000

MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 370, 372, 373, 376, 379 and 382; signed by the Speaker.

RUSSELL HUMPHREY, Acting Chief Clerk.

REPORT OF CHIEF ENGROSSING CLERK

January 20, 2000

The following bill(s) have been transmitted to the Governor for his action: House Joint Resolution(s) No(s). 370, 372, 373, 376, 379 and 382.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

January 20, 2000

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 521, 522, 539, 540, 541 and 542; for the signature of the Speaker.

RUSSELL HUMPHREY, Acting Chief Clerk.

SIGNED

January 20, 2000

The Speaker signed the following: Senate Joint Resolution(s) No(s). 521, 522, 539, 540, 541 and 542.

MESSAGE FROM THE SENATE

January 20, 2000

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 2001; passed by the Senate.

RUSSELL HUMPHREY, Acting Chief Clerk.

***Senate Bill No. 2001** -- Taxes, Sales - Exempts construction, operation and repair of Spallation Neutron Source Project from sales and use taxes. Amends TCA Title 67, by *McNally, *Crowe, *Davis L, *Henry, *Harper, *Burchett. (HB2004 by *Kisber, *Ferguson, *Caldwell, *Windle, *Roach, *Goins, *Dunn, *Baird, *Kerr, *McKee, *Newton, *Buttry, *McCord, *Montgomery, *Davis (Washington), *Gunnels, *Godsey, *Davis (Cocke), *Mumpower, *Brooks, *McAfee, *Bunch, *Hagood, *Sharp, *Bittle, *Pinion, *Wood, *Hassell, *McDaniel, *Boyer, *Patton, *Kisber, *Armstrong, *DeBerry J, *Bowers, *Towns, *Turner (Shelby), *Phelan, *DeBerry L, *Hargrove, *Givens, *Lewis, *Naifeh)

CONSENT CALENDAR
January 20, 2000

The following local bills have been placed on the Consent Calendar for **January 24, 2000**: House Bill No(s). 2016, 2017, 2019, 2021, 2022, 2023, 2034 and 2036.

ROLL CALL

The roll call was taken with the following results:

Present 95

Representatives present were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Bunch, Buttry, Caldwell, Chumney, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Cocke), Davis (Washington), DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Hagood, Hargett, Hargrove, Harwell, Hassell, Head, Hood, Jackson, Jones S., Jones U., Kent, Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Robinson, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood -- 95.

RECESS MOTION

On motion of Rep. Hargrove, the House stood in recess until 5:00 p.m., Monday, January 24, 2000.